

THE ARIZONA REPUBLICAN.

THE LARGEST CIRCULATION OF ANY DAILY PAPER IN THE TERRITORY.

The Only Paper Between Galveston, Texas, and Los Angeles, California, that Publishes all of the News in Fall.

VOL. IV.

PHOENIX, SATURDAY MORNING, OCTOBER 3, 1891.

No. 19.

MURPHY DENOUNCED

BY A MEETING OF INDIGNANT CITIZENS IN SAN FRANCISCO.

They Will Endure the Political Corruption no Longer—Beware the Fury of a Patient Man—The Corrupt Ring to Be Overthrown.

Special to THE REPUBLICAN.

SAN FRANCISCO, Oct. 2.—Judge Murphy, of the superior court, passing upon the writ of habeas corpus issued out by Richard Chute, discharged the latter from custody last Wednesday. Chute, who is a well known politician, was fined \$500 and sentenced to five days in the county jail by Presiding Judge Wallace, of the superior court, for ignoring the subpoena of the grand jury to appear before them and give testimony which was wanted in connection with the investigation of the scandals affecting the late state legislature. After his sentence Chute procured a writ of habeas corpus alleging that the grand jury which had been chosen by an elisor appointed by Judge Wallace, was illegally constituted and had no power to summon him.

Judge Murphy yesterday, in deciding the habeas corpus case, ruled that he, as judge of concurrent jurisdiction, has power to decide the legal action taken by the presiding judge, and the question at issue is one which can be decided under a writ of habeas corpus. He furthermore decides that the mode employed by Judge Wallace in selecting a grand jury was illegal and improper. This decision released Richard Chute from custody. The court room was crowded and the decision was listened to by a great crowd.

A second subpoena from the grand jury, summoning Richard Chute to appear as a witness, was served upon the latter just after his release by the judge who decided that Chute was not in contempt for refusing to answer the summons in the first instance.

Judge Murphy will shortly be served with a subpoena to appear before the judge whose legality he has just passed upon, and will have an opportunity in his own person to prove the soundness of his decision.

Barclay Henley, foreman of the grand jury, said today: "I regard Judge Murphy's decision as a judicial outrage, and as an unlawful attempt to tamper with the lawful judgment of Presiding Judge Wallace. The grand jury has not yet met to discuss the matter, but we will ignore the decision as if it had not been made. We will go on."

Other grand jurors expressed similar opinions, and said no attention would be paid by the jury to the decision. Attorney-General Hart said: "The grand jury is a legal body and was legally impaneled in accordance with the laws of the state. As to Judge Murphy's decision I cannot express an opinion until I have read it."

A large number of persons attended a mass meeting today to express their sentiments regarding the recent action of Superior Judge Murphy in deciding that the present grand jury is an illegal body. Speeches denouncing Judge Murphy and political corruption were made by N. J. Brittan, Charles A. Taylor and James H. Barry. The following resolutions were adopted: Resolved, that no honest man has anything to fear from a grand jury and that the first proof of its grand character lies in the fact that all political parties in the city, the bosses of both parties, their corrupt creatures and dishonest officials are its outspoken opponents. Resolved, that considering this degraded condition of affairs, in the city and state, and the low tone of political morality, the fixing of juries and courts, the bribing of supervisors and legislatures, the demoralization of public servants obeying the behests of vote-buying politicians, we as citizens have any remedy however drastic as necessary and welcome. Resolved, that we denounce the conduct of Judge D. J. Murphy as contrary to law and a betrayal of the people and we proclaim to the world that by his decision he has arranged himself on the side of the corrupt element in this community in the battle for honest government which has now only begun and which will never cease until our whole body politic is purged of that evil that effects it.

MRS. LESLIE CARTER.

Dr. Gopen Seeking to Collect a Bill for Professional Services.

OSHA, Oct. 2.—Last December, when Caroline Louise Leslie Carter was in the city with the Ugly Duckling company at Boyd's opera house, her wardrobe and other personal property were attached at the instance of Dr. Clark Gopen. For a time, owing to the prominence of all parties concerned, the affair created quite a sensation. Mrs. Carter was released, and her case was continued. Today it was called in the county court, where it drew an interested crowd of spectators. Dr. Gopen was upon the stand, and detailed the cause that led to the legal difficulty between himself and the actress. During the year 1887 Mrs. Carter was sent to King's sanitarium at Lake Geneva, Wisconsin, during which time Dr. Gopen had charge of her case as an expert. In October, when the divorce case was called in Cook county, Dr. Gopen was called in as a medical adviser. He acted in that capacity for twenty days at \$50 per day. After receiving his fee, Mrs. Carter refused to pay the bill, claiming that she had never hired the doctor. Matters then remained as they were until the attachment proceedings were brought against her in person, but her depositions were read, and in them she swore that she had never hired the doctor. The case was then dismissed by Dr. Gopen. It was disputed by Dr. King's deposition. In it he swore that Dr. Gopen employed to administer to Mrs. Carter's illness. In another deposition Dr. Gopen testifies that she never employed Dr. Gopen, and that she knew nothing about the claim until the date of the Omaha troubles. Dr. Gopen testified that Mrs. Carter's property was brought on by her husband's enmity and ill treatment. The judge is now in the hands of Judge Shaw and awaits his decision.

A Pious Thief.

FORT WORTH, Tex., Oct. 2.—Virgil May, a young man prominent in Y. M. C. A. circles, and who, it is said, had prepared himself for the ministry, and who, of late, has been in the employ of the Fort Worth Dry Goods Company, is in disgrace, having been arrested for systematically robbing his employers. Some of the stolen stuff has been recovered, but how much he has stolen has not yet been determined. He is the son of a prominent lawyer in West Texas, and up this affair stood high in the estimation of all who knew him. May, but recently returned from an extended tour of the state with the Y. M. C. A. gospel wagon, and was the leading man, being a fine talker, and one who could make a fine impression.

A LAWLESS JUDGE.

He is Promptly Jailed After a Romantic Career.

SAN ANTONIO, Tex., Oct. 2.—The arrest yesterday of H. T. McCabe, near Alamo, Nueces county, reopened an old romance and tragedy. For some time the rangers have been on his trail, but he had eluded them. McCabe, two years ago, was the judge of Hidalgo county and a man of much prominence and influence with the voters of that section. He was involved in a number of political troubles, and was in constant hot water with the superior courts and a participant in several serious affairs. One of the most vigorous of his opponents was a man named Max Stein, who finally defeated him for the judgeship. McCabe had a very beautiful 18-year-old wife named Inez, daughter of a Texas ranchman.

One night during a celebration in the Mexican town opposite Rio Grande City Inez shot and instantly killed Judge Stein, claiming that he had attempted to outrage her.

As the offense was committed on Mexican soil, McCabe was charged with the offense, and was arrested by the Texas rangers, and was taken to the Victoria jail after a desperate escape with the guards, and also made his way to Texas. There are several charges against him, and he will be tried on them unless he again escapes.

UNDUE INFLUENCE ALLEGED.

Litigation Over the Estate of Daniel J. Harris, of Seattle.

LOS ANGELES, Oct. 2.—The trial was commenced today in the suit of D. W. Field, public administrator, against Dr. A. S. Shorb and Mattie L. Shorb, Daniel J. Harris, who made considerable money during the boom in Seattle, came to Los Angeles and married a girl in Dr. Shorb's employ. She died, and then Harris became ill, was cared for by Shorb and also died. Field was appointed administrator, and soon learned that Mr. and Mrs. Shorb had possession of a large sum of money amounting to \$100,000, which the administrator considered belonged to the estate. He alleges in his complaint that the Shorbs exercised undue influence over the deceased during his last illness, prejudicing his mind and giving him large quantities of whisky while he was in a feeble mental condition.

A KEG OF OLD COIN.

Money Which Has Been Saved by the Economists.

BEAVER FALLS, Pa., Oct. 2.—Monday the Economists shipped to the Economic savings bank of this city a nail keg full of United States silver coins as bright and new as when they left the mint. The coins were principally half-dollars, dated 1825, showing that they had been hoarded in Economy for nearly seventy years. A small run on the bank caused the Economists to send the money. It is believed that they have several hundred thousand dollars in gold and silver stowed away in their strong boxes in some secreted hiding-place at Economy, guarded by some of the faithful. Nearly every year they send a keg of the ancient money to the bank here.

ROBBED A BARTENDER.

Two Men at Sacramento Commit a Daring Crime.

SACRAMENTO, Cal., Oct. 2.—Two men walked into Serog's saloon at Tenth and K streets this morning, shortly after midnight, and after getting drinks, one of them leveled a revolver at the bartender, Ed Donnelly, and ordered him to throw up his hands. The other man walked around behind the bar to rob the till, when Donnelly resisted. He was beaten over the head with the revolver and nearly killed, after which a large sum of money was taken from the till. The police are looking for the man who did the deed.

BURNED TO DEATH.

An Aged Woman Meets With a Most Horrible Death.

SAN LEANDRO, Cal., Oct. 2.—The residence of Mrs. General Boschke, on Boschke's island, burned to the ground last night. Mrs. Boschke's mother, an aged invalid, perished in the flames. The fire spread so rapidly that nothing could be done to save her. Everything was lost. No insurance. The fire was caused by the explosion of a lamp.

Knife and Pistol.

LAMPASAS, Tex., Oct. 2.—Yesterday afternoon a family feud gave rise to a serious affray at Bertram, about twenty-five miles from here, in Burnet county. George Linecum was standing by his buggy with his baby in his arms, when a man named Gray, who was the worse for liquor, came up to him with a knife and pistol, and cut at Linecum, who dodged around his buggy and warned off his opponent with his disengaged hand. His brother Val came to his rescue, and, after receiving several wounds, secured the baby. George then took his pistol from his buggy, fired at his assailant and inflicted a severe wound, which threw him out of the fight. It was thought all will recover from their wounds.

Chile and Great Britain.

NEW YORK, Sept. 2.—A Herald's Valparaiso special says: The papers are filled with bitter comments on the action of the British minister in connection with the shipment of silver by Balmaine on the British steamship to Montevideo and thence to London. They demand full indemnity to Chile for the silver valued at \$135,000. This money is now held in the bank of England.

Base Ball.

SAN FRANCISCO, Oct. 2.—Oakland 11, San Jose 0.

JOHN L. STRANDED.

SULLIVAN MEETS WITH BAD LUCK IN AUSTRALIA.

He Cannot Act, So the Papers Say, and the Audiences Know It—His Company Awaiting Remittances From America. Advised to Return Home.

Special to THE REPUBLICAN.

SAN FRANCISCO, Oct. 2.—Australian papers, per steamer Monowai, which arrived late last night from Sydney, concur in stating that John L. Sullivan's theatrical tour of the colonies has been a failure. Before the Monowai left Sydney it was understood that the company was to take return passage on that vessel to America, but later it was learned that the actors were stranded and were awaiting remittances from this country. The Sydney Times, in its criticism, says: "The fact that John L. Sullivan has accepted his failure in Melbourne as badly as he did the fiasco which attended his endeavors to act in Sydney does not surprise us. He is new to the stage and does not quite grasp the fact that an actor is supposed to speak his language, and not hurl ungrammatical, impromptu speeches at the heads of his audience who do not happen to have been educated down to his standard of histrionic importance. John L. Sullivan may be a very good man in his own line, but he cannot act and the audience knows it and let him know it, and he does not like it."

The article concludes by advising the company to return to America.

CANNOT BE EXTRADITED.

The Men Who Got Farmer Newell's Ranch May Stay in Michigan.

SAN JOSE, Oct. 2.—Intelligence has been received at the sheriff's office in this city from the authorities at Ann Harbor, Mich., that extradition papers for William M. Beggs, who is wanted in San Jose for embezzlement, have been refused, the officers there being of the opinion that they had any authority to grant a requisition for such an offense. This technicality will prevent the offender from being brought here and prosecuted. Beggs is accused of swindling a rancher near Alma named T. N. Newell out of his property worth about \$200,000. Newell and his wife alleged that Beggs represented he owned some valuable lots in Tulare, and also held a promissory note given him by a financially reliable man of that place. Newell did not investigate, but a few days ago this action was dropped, as the defendant is not responsible at present is not a resident of the state. The criminal proceedings will probably now also have to be dropped, as Beggs, it seems, cannot be extradited.

A JOLLY COUNTRY EDITOR.

A Californian Fined Heavily for Impersonating a Negro Woman.

SAN FRANCISCO, Oct. 2.—Edward J. Livenash, a country journalist, who claims to be the proprietor of the Livermore Herald, was arrested last night while masquerading the streets in the garb of a negro woman. He carried with him a small satchel, which was found to contain a bunch of keys and two bottles, one containing chloroform and the other prussic acid. He was charged with wearing female attire and his bail placed at \$500. Livenash claimed that the whole thing was a practical joke. He had dressed in woman's garb and blacked his face with cork, intending to present himself to a lady acquaintance. The laudanum he had procured for faintness, and the prussic acid to experiment in gold plating. The police look with suspicion on his story, and will investigate the matter. He was released late this afternoon by some unknown friend.

SCOTT-WATERMAN.

Ex-Governor's Daughter Marries a San Franciscan.

SAN DIEGO, Oct. 2.—At the mansion of Florence Heights of the lately deceased Governor Waterman occurred the wedding of Irving M. Scott, Jr., of San Francisco, and Miss Anna Charlotte Waterman, a daughter of the late Governor. The ceremony was performed by Rev. A. F. McDaniel of the local Unitarian church, and while the house was beautifully decorated for the occasion, the wedding was rather quiet and only attended by the relatives of the contracting parties, owing to the short time which has elapsed since the Governor's death. Mr. Scott has for several months been the superintendent of the famous Stonevale mine at Julian, which was developed by Governor Waterman. The newly married couple left for the North upon a tour of several weeks' duration, and while away may conclude to travel through Alaska.

FROM ALASKA.

News From That Far-Off Portion of the United States.

SAN FRANCISCO, Oct. 2.—The revenue cutter, Richard Rush, arrived this morning from Onalaska, bringing the McGee party, which left here over two years ago to explore the Yukon river and determine the boundaries of the United States. In addition to this party there were Special Agent J. Stanley Brown and Colonel Joseph Murray, from the Seal Islands, and the brigadier, government agent of education Jackson, government agent of education for Alaska. Sealing schooners have been seen in Bering sea for some time before the Rush left, and many had been warned during the season, but only one, an English schooner, was seized by the Rush.

Bank Officers Arrested.

CLEARFIELD, Pa., Oct. 2.—W. H. Dill, president of the suspended First National bank of this city and John R. McGrath, cashier of a private bank at Montvale, arrested last night on a charge of embezzlement, entered bail

BLEEDING TO DEATH.

A CALIFORNIA MAN MEETING A SLOW DEATH.

Struck in the Face by an Assassin and Now Slowly But Surely Bleeding to Death—Medical Skill Unable to Stop the Hemorrhage.

Associated Press Dispatches.

SONOMA, Cal., Oct. 2.—Otto Gatzje, a hotel clerk, has been slowly bleeding to death from the nose since 10 o'clock last Monday morning. He was struck in the face by Albert Eats and immediately blood began to flow from his nose and has continued without cessation. Several doctors have been in constant attendance, but medical skill is unable to stop the hemorrhage. Gatzje is hourly growing weaker and cannot live much longer. Eats has been imprisoned to await the result of Gatzje's injuries.

NATIONAL LEAGUE.

Of Irish Americans Declare Their Platform and Adjourn.

CHICAGO, Oct. 2.—The platform of the National League of Irish Americans was laid tonight's meeting. It affirms loyalty to the United States and adopts an attitude of absolute independence from any of the factions in Ireland or their auxiliary bodies. It calls upon those who have funds contributed by the league for the relief of the Irish to distribute the money as originally intended and states that the league is resolved not to contribute another dollar to aid those who have withheld their money from its legitimate beneficiaries.

M. V. Gannon of New York was elected president, Patrick Boyle, of Toronto, first vice president; M. D. Gallagher of New York, second vice president; E. J. O'Connor of Augusta, third vice president; William Lyman of New York, treasurer. The national council was announced as follows: Daniel Corkery, Illinois; George Sweeney, Ohio; John J. Donovan, Massachusetts; Joseph Mangin, Wisconsin; H. J. Karol, Rhode Island; Nicholas Ford, Missouri; and A. P. McGuirk, Iowa. After a number of eloquent addresses the convention adjourned sine die.

BOILING FOR WATER.

An Expert to Experiment in the Valleys of New Mexico.

ALBUQUERQUE, N. M., Oct. 2.—George B. Bariani, a well known artesian well-borer, who has been successful in bringing artesian water in places in Wyoming, especially in and around Cheyenne, is in the city by invitation of the Commercial club, who intend to have the gentleman experiment here in conversation with their representative here that the indications here are all of the most favorable character, and it was his opinion that at a depth of not over 200 feet at any point in the valley water would flow out the surface. He has been in the business a number of years, and has had much experience in boring wells in different parts of the country, and says he is able to tell in almost every instance how far he will have to go to strike water. He does not give an encouragement with regard to getting flowing water on the broad mesa east of the city, but is positively certain he can strike artesian water in the valley. He will begin operations as soon as his well-boring machines arrive.

A DISASTROUS FIRE.

Flames Do Much Damage in the City of Halifax.

HALIFAX, Oct. 2.—The most disastrous fire that has visited this city for years broke out last night in a planing mill on Taylor's wharf, near the Cunard wharves. It spread rapidly and by 2 o'clock this morning the whole block from John Cronon's on the south to the north side of Hamilton's wharf, almost adjoining the Cunard wharves, was destroyed. Among the buildings destroyed were a number of mills, factories and store houses. None of the buildings were worth much, and the loss in contents was valuable. The total loss cannot be given at present, but it is estimated all the way from \$200,000 to \$400,000, on which the insurance is about \$125,000.

A Box Car Murder.

GALVESTON, Tex., Oct. 2.—Workmen upon opening a car containing cotton baling this afternoon were horrified to find the body of a man who had been killed by a falling box car.

DECEASED CITIZENSHIP.

A Texas Judge Refuses to Naturalize a Socialist.

AUSTIN, Tex., Oct. 2.—District Judge Paschal created a sensation today by refusing to naturalize R. N. Sauer who made application. The applicant, upon being questioned by the court, admitted that he was a socialist. The judge declared that the principles of socialism were directly opposed to the constitution of the United States, and he would, therefore, refuse to make Sauer an American citizen. The judge rendered his opinion in writing, the case being something unusual in any portion of the United States. Sauer will appeal.

THE POKER NINE.

Still Secretly Searched for by Those Who Have a Clue.

Way back in '78, when the railroad terminus was at Yuma, and the reporter was a half-fledged tenderfoot in Arizona, a well-known prospector strayed into Phoenix from the country lying south of the stage station at Maricopa Wells, and created quite a stir among the transient population of miners and prospectors by exhibiting about twenty-five pounds of ore apparently composed of galena and sulphur in equal parts. Hon. De Forest Porter, of honored memory, and at that time district judge of the third judicial district of Arizona, had the ore reduced by Joe Portier, who pronounced it a mass of argenteite and galenite assaying 95 per cent of silver. The prospector explained that the ore was part of a boulder of "float" that

THE CONVENTION.

THE CONSTITUTION ADOPTED AND SIGNED BY THE ENTIRE BODY.

Forests to Be Protected and the Eight-Hour Law Sanctioned—Colonel Herring Protests Against the Adoption of the Constitution.

The convention was called to order at 10 o'clock a. m., President W. A. Rowe in the chair.

At roll call Messrs. Bailey and Cheyney were absent.

The minutes of October 1 were read and approved.

Mr. Barnes moved a reconsideration of section 11, concerning amendments to the constitution. Carried.

Mr. Barnes then offered an amendment to section 3 of the article referred to: "They shall submit the proposition to the legislature and if a majority elected to each branch of that legislature shall concur therein."

The amendment was carried and the article was adopted as an article of the constitution.

Mr. Smith, from the committee on legislative department, offered an amendment to the article offered by Mr. Herring on the eight-hour law, limiting action of said law to state work. Carried.

The following article by Mr. Jordan was reported to the same committee and carried: "The legislature shall enact laws to prevent the destruction of and preserve the forests on the lands of the state and upon any part of the public domain, the control of which may be conferred by congress or the state." The report was then adopted as an article of the constitution.

The convention then considered and approved the articles on judiciary, revenue and taxation, water rights, schedule and submission, corporations and amendments to the constitution. n.

Adjourned until 4 p. m.

The convention was called to order at 4 p. m., with President Rowe in the chair.

Mr. Herford, chairman of the committee on revision, presented the convention with the constitution in its complete form, and moved that the instrument submitted be adopted as the constitution of Arizona.

The constitution was then adopted by a vote.

Mr. Herring submitted a protest against the adoption of the constitution.

On motion of Mr. Barnes the roll was called and the members came forward and signed the constitution, commencing with President Rowe.

Mr. Williams, from the committee on printing, submitted a verbal report.

Mr. Wilson moved that the committee on printing order 5000 copies of the constitution in pamphlet form, for \$475, to be sent to the delegates of this convention.

Mr. Williams moved to amend by substituting the "memorial committee" instead of the "printing committee."

Mr. Williams offered a substitute leaving the details of such publication to the committee on memorial and addresses.

Mr. Jordan moved that the memorial committee be authorized at their discretion to print 500 copies of the journal of the convention. Carried.

Mr. Davis offered the following article, which was adopted:

The distribution of the articles of the constitution among the members of the constitution.

Maricopa..... 500 Pinal..... 300

Pima..... 500 Apache..... 300

Yavapai..... 500 Coconino..... 300

Cochise..... 400 Yuma..... 300

Graham..... 400 Gila..... 300

Mohave..... 300 Navajo..... 300

and the remaining 300 copies delivered to the secretary of the Territory, and the expense of distributing the same be incidental to the Territory.

Moved that the president and secretary be authorized to secure such clerical services as may be needed to prove the records of this convention. Carried.

Mr. Dennis offered a vote of thanks to Acting Governor N. O. Murphy.

On motion of Mr. Norris a vote of thanks was tendered to the president and to the clerks and sergeant-at-arms. Adjourned till 10 a. m., October 3.

PERSONAL NOTES.

Movement of Phoenix People—Arrivals and Departures—Personal Gossip.

Gus Herschfeld departed for Denver this morning.

Delegates Foster S. Dennis departed this morning.

Hon. Thomas Gates took the morning train for Yuma.

W. A. Kimball, of Mesa, was visiting Phoenix yesterday.

W. Stout, from Tucson, is stopping at the Gregory house.

Delegates R. T. McDonald leaves for St. Johns this morning.

N. R. Adriance, of Cincinnati, is registered at the Commercial.

B. M. Crawford left for Graham county on the morning train.

Theodore Hansen, a thrifty farmer of Tempe, was in town yesterday.

T. S. Norris, of Coconino county, returned to his home this morning.

Mrs. W. J. Carrier has returned to Phoenix from a summering in California.

Freighter Foster pulls out for Big Bag today with 1700 pounds of freight.

Delegates H. A. Hart and Clerk Frank Herford left this morning for Tucson.

Mrs. J. D. Walker departed on the Maricopa and Phoenix railway this morning.

Chaplain Winfield Scott came in from Huachuca yesterday and put up at the Commercial.

W. A. Wilson, of the Armour packing company of Kansas City, is visiting Phoenix on business.

Miss Belle Shultz, sister of Tom Shultz, ex-editor of the Buckeye Blade, left Phoenix on yesterday's stage to take charge of the school at Wickenburg.

A SUPERSTITIOUS GAMBLER.

He Cuts a Finger Off a Corpse to Bring Good Luck.

CINCINNATI, Oct. 2.—Charles Clay, a well-known gambler, under arrest at Henderson, Ky., charged with deserting a grave and mutilating a corpse. Clay had lately been unlucky at cards, and took the advice of a friend to go to a graveyard and cut a forefinger from the hand of a woman.